

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 MICHAEL MCDONALD,)

4)

5 Plaintiff,)

6 vs.)

7 CITY OF LAS VEGAS, *et al.*,)

8 Defendant.)

Case No.: 2:18-cv-02271-GMN-BNW

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ORDER

11 Pending before the Court is the Report and Recommendation (“R&R”) of United States
12 Magistrate Judge Brenda Weksler, (ECF No. 8), which recommends that Plaintiff Michael
13 McDonald’s (“Plaintiff’s”) case be dismissed without prejudice for failure to either apply to
14 proceed *in forma pauperis* or pay the filing fee.

15 A party may file specific written objections to the findings and recommendations of a
16 United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B);
17 D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a de novo
18 determination of those portions to which objections are made. *Id.* The Court may accept, reject,
19 or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge.
20 28 U.S.C. § 636(b)(1); D. Nev. IB 3-2(b). Where a party fails to object, however, the Court is
21 not required to conduct “any review at all . . . of any issue that is not the subject of an
22 objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985). Indeed, the Ninth Circuit has recognized
23 that a district court is not required to review a magistrate judge’s report and recommendation
24 where no objections have been filed. *See, e.g., United States v. Reyna-Tapia*, 328 F.3d 1114,
25 1122 (9th Cir. 2003).

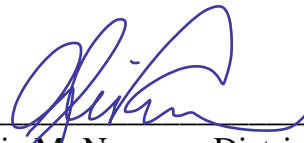
1 Here, no objections were filed, and the deadline to do so, November 1, 2019, has passed.
2 (Min. Order, ECF No. 8).

3 Accordingly,

4 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 8), is
5 **ACCEPTED AND ADOPTED in full.**

6 **IT IS FURTHER ORDERED** that Plaintiff's case is **DISMISSED without prejudice.**

7 **DATED** this 3 day of December, 2019.

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12 Gloria M. Navarro, District Judge
13 United States District Court
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